

1 Thomas M. McInerney, CA Bar No. 162055  
tmm@ogletreedeakins.com  
2 Brian D. Berry, CA Bar No. 229893  
brian.berry@ogletreedeakins.com  
3 OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C.  
4 Steuart Tower, Suite 1300  
One Market Plaza  
5 San Francisco, CA 94105  
Telephone: 415.442.4810  
6 Facsimile: 415.442.4870

SMITH PATTEN  
Dow W. Patten (SBN: 135931)  
dow@smithpatten.com  
888 S. Figueroa St., Suite 2030  
Los Angeles, CA 90017  
Telephone (415) 402-0084  
Facsimile (415) 520-0104

Attorney for Plaintiff  
ROBERT HEATH

7 A. Craig Cleland, *pro hac vice*  
craig.cleland@ogletreedeakins.com  
8 OGLETREE, DEAKINS, NASH,  
SMOAK & STEWART, P.C.  
9 191 Peachtree St., NE., Ste. 4800  
Atlanta, GA 30303  
10 Telephone: 404.881.1300  
Facsimile: 404.870.1732

11 Attorneys for Defendant  
12 GOOGLE LLC

13  
14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**  
16

17 ROBERT HEATH, on behalf of himself

18 and

19 CHERYL FILLEKES, on behalf of herself and  
20 others similarly situated,

21 v.

22 GOOGLE LLC., a Delaware limited liability  
company,

23 Defendant.  
24  
25  
26  
27  
28

Case No. 5:15-cv-01824-BLF

**JOINT STATUS REPORT REGARDING  
SETTLEMENT OF PLAINTIFF  
ROBERT HEATH'S INDIVIDUAL  
CLAIMS**

Complaint Filed: April 22, 2015  
Trial Date: April 1, 2019

1 Defendant Google LLC (“Google”) and Plaintiff Robert Heath submit this Joint Status  
2 Report Regarding Settlement of Plaintiff Robert Heath’s individual claims.

3 Google and Plaintiff Heath executed a settlement agreement on December 20, 2018, at a  
4 Settlement Conference conducted by Magistrate Judge Ryu.

5 Google is currently processing the payment to satisfy its payment obligation under the  
6 terms of the settlement, and it expects to make payment shortly. The parties will enter a voluntary  
7 dismissal promptly after Google delivers payment.

8  
9 DATED: January 18, 2019

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

10  
11 By: /s/ Brian D. Berry  
12 Thomas M. McInerney  
13 A. Craig Cleland  
14 Brian D. Berry

Attorneys for Defendant GOOGLE LLC

15 DATED: January 18, 2019

SMITH PATTEN

16  
17 By: /s/ Dow W. Patten  
18 Dow W. Patten

19 Attorneys for Plaintiff  
20 ROBERT HEATH

21  
22 **SIGNATURE ATTESTATION**

23 Pursuant to Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this  
24 document has been obtained from the other signatories.

25 DATED: January 18, 2019

By: /s/ Brian D. Berry